

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Andhra Pradesh Medical & Health Services - Late Dr. K. Venkata Rao, formerly Deputy Civil Surgeon, Primary Health Centre, Sabbavaram (attached to Andhra Medical College, Waltair) – Retired on 30.11.1986 – Expired on 2.07.2003 – Disciplinary action not initiated – Regularization of periods of absence as duty and settlement of pension and other consequential benefits to the legal heirs of the deceased – Orders – Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.1) DEPARTMENT

G.O.Rt.No. 191

Dated: 11-02-2009

Read the following:

1. From the Principal, AMC, Lr.No.1317/G2/04, dt.19.04.2004.
2. From the DH, AP Lr.Rc.No.7140/E1.C/04, dt.14.05.2005.
3. From the DH, AP Lr.Rc.No.7140/E1.C/04, dt.31.05.2005.
4. Govt. Memo.No.17555/VC.II.1/05-1, dt.05.10.2005.
5. From the DH, AP Lr.Rc.No.7140/E1.C/04, dt.23.03.2006.
6. From the Principal, AMC, Vizag., Lr.Rc.No.1317/G2/04, dt.25.04.2006.
7. Govt. Memo.No.17555/VC.II.1/05-6, dt.17.01.2009.
8. From the DH, AP Lr.Rc.No.7140/E1.C/04, dt.27.01.2009.

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ORDER:

Dr. K. Venkata Rao, while he was working as Deputy Civil Surgeon, Primary Health Centre, Sabbavaram, Visakhapatnam (attached to Andhra Medical College, Visakhapatnam) was transferred to Kothagudem as Deputy District Medical & Health Officer and was relieved on 3.12.1980, without any proper CTC/relief order etc., under the ground that the other incumbent from Kothagudem has come and joined the PHC Sabbavaram (on 3.12.1980). Aggrieved by the relief, the individual (Dr. K. Venkata Rao) did not report at Kothagudem and has been staying away from duty since 3.12.1980.

2. Dr. K. Venkata Rao, Deputy Civil Surgeon had finally retired on 30.11.1986, and prior to his retirement he was also promoted as Civil Surgeon, vide G.O.Ms.No.752, Medical & Health (N2) Department, dt.31.12.1985 notionally w.e.f. 6.08.1983 and Dr. K. Venkata Rao had expired on 2.07.2003.

3. In the reference 1st read above, on 19.04.2004 (i.e. nearly after one year of the individual's death) the Principal, Andhra Medical College, Visakhapatnam has sent proposal to the Director of Medical Education requesting necessary action and orders in respect of Dr. K. Venkata Rao, (Retired) Deputy Civil Surgeon, PHC, Sabbavaram for his staying away from duty from 18.06.1980 to 28.07.1980 and from 3.12.1980 till his retirement.

4. In the reference 2nd read above, the Director of Health has sent the said proposal of Principal, Andhra Medical College, Waltair in respect of Late Dr.K.Venkata Rao to the Government for passing necessary orders for regularizing the periods of absence in respect of the above individual for settlement of pension and other terminal benefits to the legal heirs of the above deceased employee. The Finance Department, when consulted while opining that the pension has to be paid, have however, advised to fix up responsibility on the staff concerned for their inaction and inordinate delay in the matter. Accordingly, vide reference 7th read above Government have directed the Director of Health to take necessary action and send report to Government.

(P.T.O.)

5. In the reference 8th read above, the Director of Health had informed that the entire lapse was done by the then Principal, Andhra Medical College, Waltair, who should have initiated action (way back in 1980-'81 itself or atleast in 1986) by bringing the fact of the unauthorized absence of the individual to the notice of the Head of Department's concerned. The Director of Health has finally requested to regulate the said periods of absence in respect of Late Dr. K. Venkata Rao, Retired Deputy Civil Surgeon, for settlement of pensionary benefits etc., to the legal heirs of the deceased employee.

6. It is felt that though there was a lapse on the part of the then Principal, Andhra Medical College, Waltair (who failed to bring the issue of unauthorized absence of Dr. K. Venkata Rao, Deputy Civil Surgeon, PHC, Sabbavaram to the notice of the Head of Department's during the years 1980-'86 itself), no action could be initiated at this point of time under Rule 9(2)(b)(ii) of A.P. Revised Pension Rules, 1980, against the then Principal, Andhra Medical College, Waltair as he was already retired long back. It is further felt that the individual was deprived of his legitimate right to receive pension/ provisional pension for nearly 17 years from 30.11.1986 (date of retirement) till 2.07.2003 (date of death).

7. The Government after careful examination and consideration of the issue sympathetically under humanitarian grounds hereby decide as a special case and accordingly permit the Director of Health to settle and release the pension and other consequential benefits to the legal heirs of Late Dr. K. Venkata Rao, Retired Deputy Civil Surgeon, PHC, Sabbavaram, Visakhapatnam District duly regularizing all the periods of absence till the retirement as duty for all purposes in respect of the above deceased employee.

8. The Service Register of the deceased employee is returned herewith and the Director of Health shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT**

To
The Director of Health, A.P. Hyderabad (WE).

Copy to:

Smt K. Vijaya W/o Late Dr. K. Venkata Rao,
Door No.4-60-11, Law Son's Bay Colony,
Visakhapatnam – 530 017.

The Accountant General, A.P. Hyderabad.

The District Treasury Officer, Visakhapatnam.

SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER